

**EIGHTY-SEVENTH GENERAL ASSEMBLY
2018 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

February 16, 2018

Clip Sheet Summary

Displays all amendments, fiscal notes, and conference committee reports for previous day.

Bill	Amendment	Action	Sponsor
<u>HF 2234</u>	<u>H-8038</u>	Filed	McCONKEY of Pottawattamie
<u>HF 2252</u>	<u>H-8036</u>	Filed	WINCKLER of Scott
<u>HF 2252</u>	<u>H-8037</u>	Filed	WINCKLER of Scott
<u>HF 2370</u>	<u>H-8040</u>	Filed	HUNTER of Polk
<u>SF 449</u>	<u>H-8039</u>	Filed	COMMITTEE ON TRANSPORTATION, et al
<u>SF 475</u>	<u>H-8013</u>	Filed	MASCHER of Johnson
<u>SF 475</u>	<u>H-8014</u>	Filed	MASCHER of Johnson
<u>SF 475</u>	<u>H-8015</u>	Filed	STECKMAN of Cerro Gordo
<u>SF 475</u>	<u>H-8016</u>	Filed	R. SMITH of Black Hawk, et al
<u>SF 475</u>	<u>H-8017</u>	Filed	STECKMAN of Cerro Gordo
<u>SF 475</u>	<u>H-8018</u>	Filed	MASCHER of Johnson
<u>SF 475</u>	<u>H-8019</u>	Filed	WINCKLER of Scott
<u>SF 475</u>	<u>H-8020</u>	Filed	MASCHER of Johnson

SF 475	H-8021	Filed	BRECKENRIDGE of Jasper
SF 475	H-8022	Filed	STECKMAN of Cerro Gordo
SF 475	H-8023	Filed	MASCHER of Johnson
SF 475	H-8024	Filed	WINCKLER of Scott
SF 475	H-8025	Filed	R. SMITH of Black Hawk
SF 475	H-8026	Filed	STAED of Linn
SF 475	H-8027	Filed	FORBES of Polk
SF 475	H-8028	Filed	WINCKLER of Scott
SF 475	H-8029	Filed	NIELSEN of Johnson
SF 475	H-8030	Filed	STAED of Linn
SF 475	H-8031	Filed	BROWN-POWERS of Black Hawk
SF 475	H-8032	Filed	NIELSEN of Johnson
SF 475	H-8033	Filed	NIELSEN of Johnson
SF 475	H-8034	Filed	NIELSEN of Johnson
SF 475	H-8035	Filed	WINCKLER of Scott

Fiscal Notes

[HF 2346](#) — [Veterans Affairs Commission and Trust Fund Expenditures](#)
(LSB5263HV)

H-8038

1 Amend House File 2234 as follows:

2 1. By striking page 1, line 33, through page 2, line 8, and
3 inserting:

4 <Sec. _____. Section 628.3, Code 2018, is amended to read as
5 follows:

6 **628.3 Redemption by debtor.**

7 The debtor may redeem real property at any time within
8 one year from the day of sale, and will, in the meantime,
9 be entitled to the possession thereof; and for the first six
10 months thereafter such right of redemption is exclusive.
11 However, the time that a debtor has to redeem real property may
12 be reduced in direct proportion to any delay in the service
13 of a default notice or the filing of the forfeiture action
14 required by 12 C.F.R. §1024.41(f)(1)(i) provided that the total
15 time that the debtor has to redeem is not less than six months
16 from the day of sale, that the debtor will, in the meantime,
17 be entitled to the possession of the real property, and that
18 for the first six months after the day of sale such right of
19 redemption is exclusive. Any real property redeemed by the
20 debtor shall thereafter be free and clear from any liability
21 for any unpaid portion of the judgment under which said real
22 property was sold.>

23 2. By striking page 2, line 31, through page 3, line 11, and
24 inserting:

25 <Sec. _____. Section 628.26, Code 2018, is amended to read as
26 follows:

27 **628.26 Agreement to reduce period of redemption.**

28 1. The mortgagor and the mortgagee of real property
29 consisting of less than ten acres in size may agree and provide
30 in the mortgage instrument that the period of redemption after
31 sale on foreclosure of said mortgage as set forth in section
32 628.3 be reduced to six months, provided the mortgagee waives
33 in the foreclosure action any rights to a deficiency judgment
34 against the mortgagor which might arise out of the foreclosure
35 proceedings. In such event the debtor will, in the meantime,

1 be entitled to the possession of said real property; and if
2 such redemption period is so reduced, for the first three
3 months after sale such right of redemption shall be exclusive
4 to the debtor, and the time periods in sections 628.5, 628.15,
5 and 628.16, shall be reduced to four months.

6 2. Notwithstanding subsection 1, if there is a delay in the
7 service of a default notice or the filing of the forfeiture
8 action required by 12 C.F.R. §1024.41(f)(1)(i), the mortgagor
9 and the mortgagee of real property consisting of less than ten
10 acres in size may agree and provide in the mortgage instrument
11 that the period of redemption after sale on foreclosure of said
12 mortgage as set forth in section 628.3 be reduced in proportion
13 to the delay caused by 12 C.F.R. §1024.41(f)(1)(i), provided
14 that the total time the debtor has to redeem is not less than
15 three months, and that the mortgagee waives in the foreclosure
16 action any rights to a deficiency judgment against the
17 mortgagor which might arise out of the foreclosure proceedings.
18 In such event the debtor will, in the meantime, be entitled to
19 the possession of said real property; and if such redemption
20 period is so reduced, for the first month after sale such right
21 of redemption shall be exclusive to the debtor, and the time
22 periods in sections 628.5, 628.15, and 628.16, shall be reduced
23 to two months.>

24 3. Page 3, by striking lines 12 through 35 and inserting:

25 <Sec. _____. Section 654.20, subsection 1, Code 2018, is
26 amended to read as follows:

27 1. a. If the mortgaged property is not used for an
28 agricultural purpose as defined in section 535.13 and there was
29 not a delay in the service of a default notice or the filing of
30 the forfeiture action required by 12 C.F.R. §1024.41(f)(1)(i),
31 the plaintiff in an action to foreclose a real estate mortgage
32 may include in the petition an election for foreclosure without
33 redemption. The election is effective only if the first page
34 of the petition contains the following notice in capital
35 letters of the same type or print size as the rest of the

1 petition:

2 NOTICE

3 THE PLAINTIFF HAS ELECTED FORECLOSURE WITHOUT REDEMPTION.
4 THIS MEANS THAT THE SALE OF THE MORTGAGED PROPERTY WILL OCCUR
5 PROMPTLY AFTER ENTRY OF JUDGMENT UNLESS YOU FILE WITH THE COURT
6 A WRITTEN DEMAND TO DELAY THE SALE. IF YOU FILE A WRITTEN
7 DEMAND, THE SALE WILL BE DELAYED UNTIL TWELVE MONTHS (or
8 SIX MONTHS if the petition includes a waiver of deficiency
9 judgment) FROM ENTRY OF JUDGMENT IF THE MORTGAGED PROPERTY
10 IS YOUR RESIDENCE AND IS A ONE-FAMILY OR TWO-FAMILY DWELLING
11 OR UNTIL TWO MONTHS FROM ENTRY OF JUDGMENT IF THE MORTGAGED
12 PROPERTY IS NOT YOUR RESIDENCE OR IS YOUR RESIDENCE BUT NOT A
13 ONE-FAMILY OR TWO-FAMILY DWELLING. YOU WILL HAVE NO RIGHT OF
14 REDEMPTION AFTER THE SALE. THE PURCHASER AT THE SALE WILL BE
15 ENTITLED TO IMMEDIATE POSSESSION OF THE MORTGAGED PROPERTY. YOU
16 MAY PURCHASE AT THE SALE.

17 b. If the mortgaged property is not used for an agricultural
18 purpose as defined in section 535.13 and there was a delay in
19 the service of a default notice or the filing of the forfeiture
20 action required by 12 C.F.R. §1024.41(f)(1)(i), the plaintiff
21 in an action to foreclose a real estate mortgage may include in
22 the petition an election for foreclosure without redemption.
23 The election is effective only if the first page of the
24 petition contains the following notice in capital letters of
25 the same type or print size as the rest of the petition:

26 NOTICE

27 THE PLAINTIFF HAS ELECTED FORECLOSURE WITHOUT REDEMPTION.
28 THIS MEANS THAT THE SALE OF THE MORTGAGED PROPERTY WILL OCCUR
29 PROMPTLY AFTER ENTRY OF JUDGMENT UNLESS YOU FILE WITH THE
30 COURT A WRITTEN DEMAND TO DELAY THE SALE. IF YOU FILE A
31 WRITTEN DEMAND, THE SALE WILL BE DELAYED UNTIL SIX MONTHS (or
32 THREE MONTHS if the petition includes a waiver of deficiency
33 judgment) FROM ENTRY OF JUDGMENT IF THE MORTGAGED PROPERTY
34 IS YOUR RESIDENCE AND IS A ONE-FAMILY OR TWO-FAMILY DWELLING
35 OR UNTIL TWO MONTHS FROM ENTRY OF JUDGMENT IF THE MORTGAGED

1 PROPERTY IS NOT YOUR RESIDENCE OR IS YOUR RESIDENCE BUT NOT
2 A ONE-FAMILY OR TWO-FAMILY DWELLING. YOU WILL HAVE NO RIGHT
3 OF REDEMPTION AFTER THE SALE. THE PURCHASER AT THE SALE WILL
4 BE ENTITLED TO IMMEDIATE POSSESSION OF THE MORTGAGED PROPERTY.
5 YOU MAY PURCHASE AT THE SALE.>

6 4. Page 4, by striking lines 1 through 23 and inserting:
7 <Sec. _____. Section 654.21, Code 2018, is amended to read as
8 follows:

9 **654.21 Demand for delay of sale.**

10 1. At any time prior to entry of judgment, the mortgagor may
11 file a demand for delay of sale. If the demand is filed, the
12 sale shall be held promptly after the expiration of two months
13 from entry of judgment.

14 2. However, if the demand is filed and the mortgaged
15 property is the residence of the mortgagor and is a one-family
16 or two-family dwelling, the sale shall be held promptly after
17 the expiration of twelve months, or six months if the petition
18 includes a waiver of deficiency judgment, from entry of
19 judgment.

20 3. However, if there was a delay in the service of a default
21 notice or the filing of the forfeiture action required by
22 12 C.F.R. §1024.41(f)(1)(i) and the demand is filed and the
23 mortgaged property is the residence of the mortgagor and is
24 a one-family or two-family dwelling, the sale shall be held
25 promptly after the expiration of six months, or three months
26 if the petition includes a waiver of deficiency judgment, from
27 entry of judgment.

28 4. If the demand is filed, the mortgagor and mortgagee
29 subsequently may file a stipulation that the sale may be held
30 promptly after the stipulation is filed and that the mortgagee
31 waives the right to entry of a deficiency judgment. If the
32 stipulation is filed, the sale shall be held promptly after
33 the filing. At any time prior to judgment, the mortgagor may
34 pay the plaintiff the amount claimed in the petition and, if
35 paid, the foreclosure action shall be dismissed. At any time

H-8038 (Continued)

1 after judgment and before the sale, the mortgagor may pay the
2 plaintiff the amount of the judgment and, if paid, the judgment
3 shall be satisfied of record and the sale shall not be held.>

By McCONKEY of Pottawattamie

H-8038 FILED FEBRUARY 15, 2018

HOUSE FILE 2252

H-8036

1 Amend House File 2252 as follows:

2 1. Page 2, line 12, after <precinct> by inserting <or by
3 presenting to the appropriate official a voter identification
4 card issued pursuant to section 48A.10A for a precinct in Iowa
5 other than the precinct in which the person currently resides
6 and a document described in paragraph "b", subparagraph (2)>

By WINCKLER of Scott

H-8036 FILED FEBRUARY 15, 2018

HOUSE FILE 2252

H-8037

1 Amend House File 2252 as follows:

2 1. Page 2, before line 25 by inserting:

3 <Sec. _____. Section 49.78, subsection 2, paragraph a, Code
4 2018, is amended by adding the following new subparagraph:

5 NEW SUBPARAGRAPH. (5) A voter identification card provided
6 pursuant to section 48A.10A.>

7 2. By renumbering as necessary.

By WINCKLER of Scott

H-8037 FILED FEBRUARY 15, 2018

HOUSE FILE 2370

H-8040

1 Amend House File 2370 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. NEW SECTION. 91A.5B Treatment of adoptive
4 parent employees.

5 1. For purposes of this section, "*adoption*" means the
6 permanent placement for adoption in this state of a child
7 by the department of human services, by an adoption service
8 provider as defined in section 600A.2, or by an agency that
9 meets the provisions of the interstate compact in section
10 232.158.

11 2. An employer shall treat an employee who adopts a child in
12 the same manner as an employee who is the biological parent of
13 a newborn child for purposes of employment policies, benefits,
14 and protections for the first year of the adoption.>

15 2. Title page, line 1, after <to> by inserting <adoption
16 including the treatment of adoptive parent employees and>

17 3. By renumbering as necessary.

By HUNTER of Polk

H-8040 FILED FEBRUARY 15, 2018

SENATE FILE 449

H-8039

- 1 Amend Senate File 449, as passed by the Senate, as follows:
- 2 1. Page 1, after line 5 by inserting:
- 3 <a. The street or highway is classified as area service "B"
- 4 or area service "C" as described in section 309.57.>
- 5 2. Page 1, line 6, by striking <a.> and inserting <b.>
- 6 3. Page 1, line 9, by striking <b.> and inserting <c.>
- 7 4. Page 1, line 10, by striking <that terminates in a dead
- 8 end>
- 9 5. Page 1, line 11, by striking <c.> and inserting <d.>
- 10 6. Page 1, line 14, by striking <d.> and inserting <e.>
- 11 7. Page 1, line 17, by striking <described in paragraph "a">
- 12 and inserting <to which the street or highway exits>
- 13 8. Page 1, line 19, after <installed> by inserting <on the
- 14 street or highway>
- 15 9. Page 1, lines 20 and 21, by striking <described in
- 16 subsection 1> and inserting <to which the street or highway
- 17 exits>
- 18 10. Page 1, line 23, after <landowner> by inserting <and
- 19 each successive landowner>
- 20 11. Page 1, by striking lines 24 through 26 and inserting
- 21 <or maintain a fence along the street or highway between the
- 22 point at which the cattle guard is installed and the point at
- 23 which the street or highway terminates in a dead end. All of>
- 24 12. Page 1, line 31, by striking <"c"> and inserting <"c",>
- 25 13. Page 2, after line 2 by inserting:
- 26 <4. a. A landowner who installs a cattle guard pursuant to
- 27 this section and each successive landowner shall be liable for
- 28 injury to any person, for damage to any vehicle or equipment,
- 29 and for damage to the contents of any vehicle or equipment,
- 30 which occurs proximately as a result of the construction,
- 31 installation, or maintenance of the cattle guard or as a result
- 32 of livestock straying on to the street or highway between the
- 33 point at which the cattle guard is installed and the point at
- 34 which the street or highway terminates in a dead end.
- 35 b. Upon the installation of a cattle guard pursuant to

1 this section, and before July 1 of each year thereafter, the
2 landowner who installed the cattle guard or a successive
3 landowner shall submit to the appropriate county office of
4 the county having jurisdiction over the street or highway on
5 which the cattle guard is installed, as designated by the
6 county, proof of liability coverage in effect for the following
7 one-year period which covers any injury or loss arising from
8 the landowner's liability as set forth in paragraph "a".

9 c. This section shall not be construed to alter, limit, or
10 nullify the maintenance requirements assigned to a county, and
11 a county's liability relating to such maintenance requirements,
12 pursuant to section 309.57 for the street or highway on which
13 the cattle guard is installed.>

14 14. Page 2, line 3, by striking <4.> and inserting <5.>

15 15. Page 2, after line 11 by inserting:

16 <Sec. _____. Section 321.285, Code 2018, is amended by adding
17 the following new subsection:

18 NEW SUBSECTION. 6A. Notwithstanding any other speed
19 restrictions, the speed limit for all vehicular traffic on a
20 street or highway on which a cattle guard is installed pursuant
21 to section 314.30 is fifteen miles per hour between the point
22 at which the cattle guard is installed and the point at which
23 the street or highway terminates in a dead end.>

24 16. By renumbering as necessary.

By COMMITTEE ON TRANSPORTATION

CARLSON of Muscatine, Chairperson

H-8039 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8013

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 1, after line 4 by inserting:

4 <DIVISION ____

5 SEXUAL ASSAULT AWARENESS TRAINING

6 Sec. _____. Section 232.69, subsection 3, paragraph d,
7 subparagraph (3), Code 2018, is amended to read as follows:

8 (3) A training program using such an approved curriculum
9 offered by the department of human services, the department of
10 education, an area education agency, a school district, the
11 Iowa law enforcement academy, or a similar public agency. In
12 developing an approved curriculum for purposes of this section,
13 the department of education, area education agencies, and
14 school districts shall consult with the Iowa coalition against
15 sexual assault or a similar organization to include appropriate
16 sexual assault awareness training in the approved curriculum.>

17 2. By renumbering as necessary.

By MASCHER of Johnson

H-8013 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8014

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 1, after line 6 by inserting:

4 <Section 1. Section 11.6, subsection 1, paragraph a,
5 subparagraph (1), Code 2018, is amended to read as follows:

6 (1) Except for entities organized under chapter 28E having
7 gross receipts of one hundred thousand dollars or less in a
8 fiscal year, the financial condition and transactions of all
9 government subdivisions shall be audited annually, except
10 that cities having a population of less than two thousand
11 and budgeted gross expenditures of one million dollars or
12 more in a fiscal year shall be subject to a required fiscal
13 year examination for that fiscal year according to procedures
14 established by the office of auditor of state, and cities
15 having a population of less than two thousand and budgeted
16 gross expenditures of less than one million dollars in a fiscal
17 year shall be subject to periodic examination by the auditor
18 of state according to procedures established by the auditor
19 of state, and may be examined as otherwise provided in this
20 section. However, a city having a population of less than two
21 thousand and budgeted gross expenditures of one million dollars
22 or more in a fiscal year shall not be subject to a required
23 fiscal year examination until the city has two consecutive
24 years of budgeted gross expenditures of one million dollars
25 or more in both fiscal years, and such examination shall be
26 conducted during the second of such fiscal years. A city
27 meeting the requirements for a periodic examination shall be
28 subject to an examination under this section at least once
29 during an eight-year period at a time determined by the auditor
30 of state. The audit of school districts shall include an audit
31 of all school funds including categorical funding provided by
32 the state, the certified annual financial report, the certified
33 enrollment as provided in section 257.6, supplementary
34 weighting as provided in section 257.11, the revenues and
35 expenditures of any nonprofit school organization established

1 pursuant to section 279.62, and entrepreneurial education
2 funds established pursuant to section 298A.15. Differences in
3 certified enrollment shall be reported to the department of
4 management. The audit of school districts shall include at a
5 minimum a determination that the laws of the state are being
6 followed, that categorical funding is not used to supplant
7 other funding except as otherwise provided, that supplementary
8 weighting is pursuant to an eligible sharing condition, and
9 that postsecondary courses provided in accordance with section
10 257.11 and chapter 261E supplement, rather than supplant,
11 school district courses. If a school district enters into
12 a contract with a private provider to provide educational
13 courses or curriculum developed by the private provider and
14 delivered primarily over the internet, the private provider
15 shall be subject to the same audit requirements under this
16 section as the school district and the audit of the private
17 provider shall include but not be limited to analysis of how
18 school district money received by the private provider during
19 the school calendar were expended on administrative costs,
20 advertising costs, practitioner salaries, and nonpersonnel
21 education-related costs. The audit of a city that owns or
22 operates a municipal utility providing local exchange services
23 pursuant to chapter 476 shall include performing tests of
24 the city's compliance with section 388.10. The audit of a
25 city that owns or operates a municipal utility providing
26 telecommunications services pursuant to section 388.10 shall
27 include performing tests of the city's compliance with section
28 388.10.>

29 2. By renumbering as necessary.

By MASCHER of Johnson

SENATE FILE 475

H-8015

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:
3 1. Page 1, after line 6 by inserting:
4 <Section 1. Section 11.6, subsection 1, paragraph a,
5 subparagraph (2), Code 2018, is amended to read as follows:
6 (2) Subject to the exceptions and requirements of
7 subsections 2 and 3, and subsection 4, paragraph "a",
8 subparagraph (3), audits or required fiscal year examinations
9 shall be made as determined by the governmental subdivision
10 either by the auditor of state or by certified public
11 accountants, certified in the state of Iowa, and they shall
12 be paid from the proper public funds of the governmental
13 subdivision. However, a periodic examination of a city shall
14 be conducted by the auditor of state or by a certified public
15 accountant employed by the auditor of state pursuant to section
16 11.32, and shall be paid from examination fees collected
17 pursuant to subsection 11. Notwithstanding this subparagraph,
18 the audit of the CAM community school district and the Clayton
19 Ridge community school district conducted in accordance with
20 subparagraph (1) shall be made by the auditor of state, shall
21 detail how many days of the school calendar each enrolled
22 student completes, and shall be paid for from the proper public
23 funds of the school districts.>
24 2. By renumbering as necessary.

By STECKMAN of Cerro Gordo

H-8015 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8016

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. By striking page 1, line 7, through page 7, line 25, and
4 inserting:

5 <Section 1. Section 256.42, subsections 1, 5, and 8, Code
6 2018, are amended to read as follows:

7 1. An Iowa learning online initiative is established
8 within the department to partner with school districts and
9 accredited nonpublic schools to provide distance education
10 to high school students statewide. The initiative may also
11 provide distance education to a student receiving independent
12 private instruction as defined in section 299A.1, subsection
13 1, paragraph "b", competent private instruction under section
14 299A.2, or private instruction by a nonlicensed person under
15 section 299A.3 if the initiative has the capacity. The
16 department shall utilize a variety of content repositories,
17 including those maintained by the area education agencies
18 and the public broadcasting division, in administering the
19 initiative.

20 5. Under the initiative, ~~students~~ a student must be
21 enrolled in a participating school district or accredited
22 nonpublic school, ~~which~~ or be receiving private instruction
23 under chapter 299A as described in subsection 1. For a student
24 enrolled in a participating school district or accredited
25 nonpublic school, the school district or school is responsible
26 for recording grades received for initiative coursework in a
27 student's permanent record, awarding high school credit for
28 initiative coursework, and issuing high school diplomas to
29 ~~students~~ a student enrolled in the district or school who
30 ~~participate~~ participates and ~~complete~~ completes coursework
31 under the initiative. Each participating school shall identify
32 a site coordinator to serve as a student advocate and as a
33 liaison between the initiative staff and teachers and the
34 school district or accredited nonpublic school. The individual
35 providing instruction to a student under chapter 299A as

1 described in subsection 1 shall receive the student's score
2 for completed initiative coursework. A student receiving
3 private instruction under chapter 299A as described in
4 subsection 1, who completes coursework under the initiative,
5 shall be evaluated by the school district of residence using
6 an assessment approved by the department of education for the
7 subject area in which the student completed coursework.

8 8. The department shall establish fees payable by school
9 districts, ~~and accredited nonpublic schools participating~~
10 ~~in,~~ and individuals providing instruction to students under
11 chapter 299A as described in subsection 1, for coursework
12 offered under the initiative. Fees collected pursuant to
13 this subsection are appropriated to the department to be
14 used only for the purpose of administering this section ~~and~~
15 ~~shall be established so as not to exceed the budgeted cost of~~
16 ~~administering this section to the extent not covered by the~~
17 ~~moneys appropriated in subsection 9.~~ Providing professional
18 development necessary to prepare teachers to participate in the
19 initiative shall be considered a cost of administering this
20 section. Notwithstanding section 8.33, fees collected by the
21 department that remain unencumbered or unobligated at the close
22 of the fiscal year shall not revert but shall remain available
23 for expenditure for the purpose of expanding coursework offered
24 under the initiative in subsequent fiscal years.

25 Sec. 2. Section 256.42, subsection 9, Code 2018, is amended
26 by striking the subsection.

27 Sec. 3. ONLINE LEARNING WORKING GROUP. The department
28 of education shall convene a working group of education
29 stakeholders to study online learning and programming for
30 school districts and accredited nonpublic schools and related
31 educational, assessment, and funding issues. The working
32 group shall review the appropriate use of online learning by
33 school districts and accredited nonpublic schools, partnerships
34 between school districts and accredited nonpublic schools
35 and private providers of online programs, and the potential

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1 use of online learning as the exclusive means to provide
2 coursework required under the state's educational standards.
3 In particular, the working group shall study the effect of
4 online learning on student assessment and achievement results
5 and shall identify and develop measures to reduce the student
6 dropout rate and improve rate-of-retention and achievement
7 results at virtual schools. The working group shall submit
8 its findings and recommendations in a report to the general
9 assembly by January 1, 2019.>
10 2. By renumbering as necessary.

By R. SMITH of Black Hawk
MASCHER of Johnson

[H-8016](#) FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8017

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 2, line 10, after <applicable.> by inserting <The
4 rules shall prohibit a school district or accredited nonpublic
5 school, on or after July 1, 2018, from providing educational
6 instruction and course content delivered primarily over
7 the internet to a student unless the student is enrolled at
8 the secondary level, is an English language learner, or is
9 physically or emotionally fragile.>

By STECKMAN of Cerro Gordo

H-8017 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8018

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 7, after line 25 by inserting:

4 <Sec. _____. Section 256.43, Code 2018, is amended by adding
5 the following new subsection:

6 NEW SUBSECTION. 5. *Prohibited activities.* A rebate for
7 tuition or fees paid or any other dividend or bonus moneys for
8 enrollment of a child shall not be offered or provided directly
9 or indirectly by a school district, school, or private provider
10 to the parent or guardian of a pupil who enrolls in a school
11 district or school to receive educational instruction and
12 course content delivered primarily over the internet.>

13 2. By renumbering as necessary.

By MASCHER of Johnson

H-8018 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8019

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 7, line 25, after <282.18.> by inserting <However,
4 if a student's participation in open enrollment to receive
5 educational instruction and course content delivered primarily
6 over the internet results in the termination of enrollment
7 in the receiving district, the receiving district shall,
8 within thirty days of the termination, notify the district of
9 residence of the termination and the date of the termination.>

By WINCKLER of Scott

H-8019 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8020

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. By striking page 1, line 7, through page 7, line 25, and
4 inserting:

5 <Section 1. FUTURE CONTINGENT REPEAL, CODE EDITOR
6 NOTIFICATION, AND CODE EDITOR DIRECTIVE.

7 1. Section 256.7, subsection 32, paragraph "c", is
8 repealed on July 1, 2019, if the department of education's
9 virtual schools in Iowa annual report issued during the 2019
10 legislative session does not document a ten percent improvement
11 in both retention rates and achievement data, percent
12 proficient based on the Iowa assessments, including alternate
13 assessment scores in reading, math, and science for both the
14 Iowa connections academy at CAM community school district
15 and the Iowa virtual academy at Clayton ridge community
16 school district, over the previous school year's scores. The
17 department of education shall notify the Iowa Code editor if
18 the ten percent improvement level is not achieved.

19 2. If the department of education informs the Iowa
20 Code editor that the ten percent improvement level was not
21 achieved as required under subsection 1, the Iowa Code editor
22 is directed to execute the repeal of Code section 256.7,
23 subsection 32, paragraph "c" from the Code of Iowa and to make
24 conforming changes, as appropriate, to the Code of Iowa to
25 reflect the provisions of this division of this Act, including
26 but not limited to striking the words "Except as provided in
27 paragraph "c"," from section 256.7, subsection 32, paragraph
28 "b".>

29 2. By renumbering as necessary.

By MASCHER of Johnson

H-8020 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8021

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 5, line 15, after <conferences> by inserting <in
4 person>

By BRECKENRIDGE of Jasper

H-8021 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8022

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 7, line 6, after <subsection> by inserting <and
4 inserting in lieu thereof the following:

5 9. Courses provided by the initiative, or by a school
6 district or accredited nonpublic school in accordance with this
7 section, are not to be used by a participating school district
8 or accredited nonpublic school as a long-term substitute for
9 any course required to be offered and taught under section
10 256.11>

11 2. By renumbering as necessary.

By STECKMAN of Cerro Gordo

H-8022 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8023

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

- 3 1. By striking page 1, line 5, through page 7, line 25.
4 2. By renumbering as necessary.

By MASCHER of Johnson

H-8023 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8024

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

- 3 1. By striking page 7, line 26, through page 8, line 15.
4 2. By renumbering as necessary.

By WINCKLER of Scott

H-8024 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8025

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 8, by striking lines 26 through 32 and inserting
4 <public schools.>

5 2. Page 9, lines 13 and 14, by striking <uniform enforcement
6 framework, findings,> and inserting <findings>

By R. SMITH of Black Hawk

H-8025 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8026

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 9, after line 5 by inserting:

4 <____. The Iowa speech-language-hearing association.>

5 2. By renumbering, redesignating, and correcting internal
6 references as necessary.

By STAED of Linn

H-8026 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8027

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 9, after line 5 by inserting:

4 <____. The board of pharmacy created pursuant to chapter
5 147.>

6 2. By renumbering as necessary.

By FORBES of Polk

H-8027 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8028

- 1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:
- 3 1. Page 8, line 21, by striking <review> and inserting <do
4 all of the following:
- 5 a. Review>
- 6 2. Page 8, after line 32 by inserting:
- 7 <b. Review the child abuse identification and reporting
8 training required under section 232.69 and the reporting
9 requirements of section 232.70 to determine whether the
10 training and reporting requirements are adequate with regard to
11 identification and reporting of child abuse, dating violence,
12 and human trafficking.>
- 13 3. By renumbering as necessary.

By WINCKLER of Scott

H-8028 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8029

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. By striking page 8, line 16, through page 9, line 15.

4 2. Page 12, after line 24 by inserting:

5 <____. Title page, lines 3 and 4, by striking <and to
6 school-age children's health screenings,>>

7 3. By renumbering as necessary.

By NIELSEN of Johnson

H-8029 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8030

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 10, by striking lines 8 through 18 and inserting
4 <11A, the district of residence may reduce by an amount equal
5 to the average cost per pupil of providing the cocurricular
6 or extracurricular activity in which the pupil participates
7 from the amount calculated by the school district of residence
8 under subparagraph (1). At the discretion of the pupil's
9 parent or guardian, a pupil may participate in any cocurricular
10 or extracurricular activity offered by the school district
11 of residence for which the student qualifies. For purposes
12 of this subparagraph (2), cocurricular or extracurricular
13 activities include but are not limited to music, drama, speech,
14 debate, student council, cheerleading, and interscholastic
15 athletics. The school district of>

By STAED of Linn

H-8030 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8031

- 1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:
- 3 1. Page 10, line 8, by striking <two> and inserting <five>
4 2. Page 10, line 13, by striking <two hundred> and inserting
5 <five hundred>
6 3. Page 10, line 16, by striking <five thousand> and
7 inserting <two thousand five hundred>

By BROWN-POWERS of Black Hawk

H-8031 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8032

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 12, after line 24 by inserting:

4 <DIVISION ____

5 SECURE AN ADVANCED VISION FOR EDUCATION — EXTENSION

6 Sec. _____. Section 423.2, subsection 11, paragraph b,
7 subparagraph (3), Code 2018, is amended to read as follows:

8 (3) Transfer one-sixth of the remaining revenues to the
9 secure an advanced vision for education fund created in section
10 423F.2. This subparagraph (3) is repealed ~~December 31, 2029~~
11 January 1, 2040.

12 Sec. _____. Section 423.2, subsection 14, Code 2018, is
13 amended to read as follows:

14 14. The sales tax rate of six percent is reduced to five
15 percent on January 1, ~~2030~~ 2040.

16 Sec. _____. Section 423.5, subsection 5, Code 2018, is amended
17 to read as follows:

18 5. The use tax rate of six percent is reduced to five
19 percent on January 1, ~~2030~~ 2040.

20 Sec. _____. Section 423.43, subsection 1, paragraph b, Code
21 2018, is amended to read as follows:

22 b. Subsequent to the deposit into the general fund of
23 the state and after the transfer of such revenues collected
24 under chapter 423B, the department shall transfer one-sixth of
25 such remaining revenues to the secure an advanced vision for
26 education fund created in section 423F.2. This paragraph is
27 repealed ~~December 31, 2029~~ January 1, 2040.

28 Sec. _____. Section 423F.4, Code 2018, is amended to read as
29 follows:

30 **423F.4 Borrowing authority for school districts.**

31 A school district may anticipate its share of the revenues
32 under section 423F.2 by issuing bonds in the manner provided in
33 section 423E.5, Code 2018. However, to the extent any school
34 district has issued bonds anticipating the proceeds of an
35 extended local sales and services tax for school infrastructure

H-8032 (Continued)

1 purposes imposed by a county pursuant to former chapter 423E,
2 Code and Code Supplement 2007, prior to July 1, 2008, the
3 pledge of such revenues for the payment of principal and
4 interest on such bonds shall be replaced by a pledge of its
5 share of the revenues under section 423F.2.

6 Sec. _____. Section 423F.6, Code 2018, is amended to read as
7 follows:

8 **423F.6 Repeal.**

9 This chapter is repealed ~~December 31, 2029~~ January 1, 2040.>

10 _____. Title page, line 3, after <schools,> by inserting
11 <extending the period of time for collecting sales tax for
12 deposit in the secure an advanced vision for education fund,>>
13 2. By renumbering as necessary.

By NIELSEN of Johnson

H-8032 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8033

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 12, after line 24 by inserting:

4 <DIVISION ____

5 SECURE AN ADVANCED VISION FOR EDUCATION EXTENSION

6 Sec. _____. Section 423.2, subsection 11, paragraph b,
7 subparagraph (3), Code 2018, is amended to read as follows:

8 (3) Transfer one-sixth of the remaining revenues to the
9 secure an advanced vision for education fund created in section
10 423F.2. This subparagraph (3) is repealed ~~December 31, 2029~~
11 January 1, 2050.

12 Sec. _____. Section 423.2, subsection 14, Code 2018, is
13 amended to read as follows:

14 14. The sales tax rate of six percent is reduced to five
15 percent on January 1, ~~2030~~ 2050.

16 Sec. _____. Section 423.5, subsection 5, Code 2018, is amended
17 to read as follows:

18 5. The use tax rate of six percent is reduced to five
19 percent on January 1, ~~2030~~ 2050.

20 Sec. _____. Section 423.43, subsection 1, paragraph b, Code
21 2018, is amended to read as follows:

22 b. Subsequent to the deposit into the general fund of
23 the state and after the transfer of such revenues collected
24 under chapter 423B, the department shall transfer one-sixth of
25 such remaining revenues to the secure an advanced vision for
26 education fund created in section 423F.2. This paragraph is
27 repealed ~~December 31, 2029~~ January 1, 2050.

28 Sec. _____. Section 423F.4, Code 2018, is amended to read as
29 follows:

30 **423F.4 Borrowing authority for school districts.**

31 A school district may anticipate its share of the revenues
32 under section 423F.2 by issuing bonds in the manner provided in
33 section 423E.5, Code 2018. However, to the extent any school
34 district has issued bonds anticipating the proceeds of an
35 extended local sales and services tax for school infrastructure

H-8033 (Continued)

1 purposes imposed by a county pursuant to former chapter 423E,
2 Code and Code Supplement 2007, prior to July 1, 2008, the
3 pledge of such revenues for the payment of principal and
4 interest on such bonds shall be replaced by a pledge of its
5 share of the revenues under section 423F.2.

6 Sec. _____. Section 423F.6, Code 2018, is amended to read as
7 follows:

8 **423F.6 Repeal.**

9 This chapter is repealed ~~December 31, 2029~~ January 1, 2050.>

10 _____. Title page, line 3, after <schools,> by inserting
11 <extending the period of time for collecting sales tax for
12 deposit in the secure an advanced vision for education fund,>>
13 2. By renumbering as necessary.

By NIELSEN of Johnson

H-8033 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8034

1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 12, after line 24 by inserting:

4 <DIVISION ____

5 SECURE AN ADVANCED VISION FOR EDUCATION — REPEAL REPEALED

6 Sec. _____. Section 423.2, subsection 11, paragraph b,
7 subparagraph (3), Code 2018, is amended to read as follows:

8 (3) Transfer one-sixth of the remaining revenues to the
9 secure an advanced vision for education fund created in section
10 423F.2. ~~This subparagraph (3) is repealed December 31, 2029.~~

11 Sec. _____. Section 423.2, subsection 14, Code 2018, is
12 amended by striking the subsection.

13 Sec. _____. Section 423.5, subsection 5, Code 2018, is amended
14 by striking the subsection.

15 Sec. _____. Section 423.43, subsection 1, paragraph b, Code
16 2018, is amended to read as follows:

17 b. Subsequent to the deposit into the general fund of
18 the state and after the transfer of such revenues collected
19 under chapter 423B, the department shall transfer one-sixth of
20 such remaining revenues to the secure an advanced vision for
21 education fund created in section 423F.2. ~~This paragraph is~~
22 ~~repealed December 31, 2029.~~

23 Sec. _____. Section 423F.4, Code 2018, is amended to read as
24 follows:

25 **423F.4 Borrowing authority for school districts.**

26 A school district may anticipate its share of the revenues
27 under section 423F.2 by issuing bonds in the manner provided in
28 section 423E.5, Code 2018. However, to the extent any school
29 district has issued bonds anticipating the proceeds of an
30 extended local sales and services tax for school infrastructure
31 purposes imposed by a county pursuant to former chapter 423E,
32 Code and Code Supplement 2007, prior to July 1, 2008, the
33 pledge of such revenues for the payment of principal and
34 interest on such bonds shall be replaced by a pledge of its
35 share of the revenues under section 423F.2.

H-8034 (Continued)

1 Sec. _____. REPEAL. Section 423F.6, Code 2018, is repealed.>
2 _____. Title page, line 3, after <schools,> by inserting
3 <striking certain statutory repeal provisions relating to the
4 state sales and use tax and the secure an advanced vision for
5 education fund,>>
6 2. By renumbering as necessary.

By NIELSEN of Johnson

H-8034 FILED FEBRUARY 15, 2018

SENATE FILE 475

H-8035

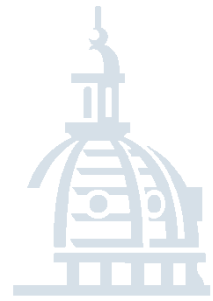
1 Amend the amendment, H-8001, to Senate File 475, as amended,
2 passed, and reprinted by the Senate, as follows:
3 1. Page 12, after line 24 by inserting:
4 <DIVISION ____
5 TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM
6 Sec. _____. 2017 Iowa Acts, chapter 172, section 2, subsection
7 4, is amended to read as follows:
8 4. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM
9 a. For the teacher shortage loan forgiveness program
10 established in section 261.112:
11 \$ 200,000
12 ~~b. The commission shall not provide loan forgiveness~~
13 ~~under the program to any new applicant, but may renew loan~~
14 ~~forgiveness for an applicant who continues to meet the~~
15 ~~eligibility requirements of section 261.112.~~
16 Sec. _____. 2017 Iowa Acts, chapter 172, section 46,
17 subsection 4, is amended to read as follows:
18 4. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM
19 a. For the teacher shortage loan forgiveness program
20 established in section 261.112:
21 \$ 100,000
22 ~~b. For the fiscal year beginning July 1, 2018, and~~
23 ~~ending June 30, 2019, the commission shall not provide loan~~
24 ~~forgiveness under the program to any new applicant, but may~~
25 ~~renew loan forgiveness for an applicant who continues to meet~~
26 ~~the eligibility requirements of section 261.112.>~~
27 _____. Title page, line 2, after <education,> by inserting
28 <the college student aid commission,>>
29 2. By renumbering as necessary.

By WINCKLER of Scott

H-8035 FILED FEBRUARY 15, 2018

Fiscal Note

Fiscal Services Division



HF 2346 – Veterans Affairs Commission and Trust Fund Expenditures (LSB5263HV)
Analyst: Kent Ohms (515.971.7053) kenneth.ohms@legis.iowa.gov
Fiscal Note Version – New

Description

House File 2346 makes the following changes in the Department of Veterans Affairs:

- Increases the membership on the Commission of Veterans Affairs by two members.
- Permits expenditures from the Iowa Veterans Trust Fund for cemetery grant development services provided by the Department of Administrative Services to not be repaid.
- Increases the spendable amount of revenue from the Iowa Lottery Authority transfer to \$500,000.
- Adds two new assistance categories from the Veterans Trust Fund benefits related to homelessness and rental housing assistance incidental costs.

Background

The **Veterans Trust Fund** was created in 2003 to assist veterans who meet certain income and asset guidelines. The Fund has received revenue from a variety of sources over the years and the goal outlined in Iowa Code section **35A.13**(6) is to have a principal balance of \$50.0 million. Currently, the Iowa Lottery Authority transfers \$2.5 million of gaming profits annually to the Fund, of which \$300,000 is made available to be spent on benefits for veterans or their families. Interest earned on the Fund is also available for awards.

Assumptions

- The Iowa Lottery will have sufficient profits to transfer \$2.5 million each year.
- The current balance in the Veterans Trust Fund is \$28.6 million.
- The Veterans Trust Fund balance currently grows at \$2.2 million annually.
- Some Commission of Veterans Affairs members decline reimbursement for expenses.

Fiscal Impact

No impact to the General Fund.

Veterans Trust Fund

Increasing the spendable portion of the Lottery transfer by \$200,000 will permit more assistance awards to be granted from the Veterans Trust Fund. Under current law, the Fund is estimated to reach \$50.0 million by FY 2028. **House File 2346** is estimated to make that goal achieved by FY 2029, one year later. During that time frame, an additional \$2.2 million is estimated to potentially be available to be awarded.

Increased award categories will have minimal fiscal impact and be limited to available funding.

Services from the Department of Administrative Services are estimated to be minimal.

Veterans License Plate Fee Fund

Additional costs for new Commission members are estimated to be minimal.

Sources

Department of Veterans Affairs
Iowa Lottery Authority

/s/ Holly M. Lyons

February 15, 2018

The fiscal note for this Bill was prepared pursuant to Joint Rule 17 and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.
